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16 Attorneys for Defendant
17 THE VANGUARD GROUP, INC.

18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 OAKLAND DIVISION

21 JOEL HORNSTEIN, On Behalf of Himself
22 and all Others Similarly Situated,

23 Plaintiff,

24 v.

25 THE VANGUARD GROUP, INC.,

26 Defendant.

Case No. C 07 3239 SBA

CERTIFICATE OF SERVICE

1 The undersigned certifies and declares as follows:

2 I am over 18 years of age and am not a party to this action. My business address is 2440
3 W. El Camino Real, Suite 700, Mountain View, CA 94040, which is located in the county where
4 any non-personal service described below took place.

5 On September 19, 2007, I served a copy of the following document(s) on counsel listed
6 below:

7 **JOINT CASE MANAGEMENT STATEMENT AND [PROPOSED] ORDER**

8 by serving the following:

9 *Attorneys for Plaintiff, Joel Hornstein*

10 **VIA ELECTRONIC MAIL**

11 Matthew A. Siroka
12 LAW OFFICES OF
13 MATTHEW A. SIROKA
14 600 Townsend Street, Suite 329E
15 San Francisco, CA 94103

16 **VIA FEDERAL EXPRESS**

17 John Balestriere
18 Craig Stuart Lanza
19 Balestriere PLLC
20 225 Broadway, Suite 2700
21 New York, NY 10007

22 Service was accomplished as follows:

23 **[X] By Other Express Service Carrier.** On the above date, I sealed the above
24 document(s) in an envelope or package designated by Federal Express, an express service carrier,
25 addressed to the above, and I deposited that sealed envelope or package in a box or other facility
26 regularly maintained by the express service carrier, or delivered that envelope to an authorized
27 courier or driver authorized by the express service carrier to receive documents, located at
28 Mountain View, California, with delivery fees paid or otherwise provided for.

I certify and declare under the penalty of perjury under the laws of the State of California
that the foregoing is true and correct.

Executed on September 19, 2007 at Mountain View, California.

/s/Lilli McBride

LILLI MCBRIDE